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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 5797 of 2007

PETITIONER

Harihar Singh Kanwar, Deputy Forest Ranger s/o Shri Bodhram Kanwar, aged about 55 years, r/o village Ramtala, Post Bilaigarh, Distt. Raipur (C.G) presently working as Assistant Circle Officer, Bilaigarh, Forest Division, Raipur (C.G)

Versus

RESPONDENTS

- 1 State of Chhattisgarh, Through its Secretary, Forest Department, D.K.S. Bhawan, Raipur (C.G.).
- 2 Under Secretary Forest Department, D.K.S. Bhawan Mantralaya, Raipur (C.G).
3. Divisional Forest Officer, Forest Division, Raipur Distt. Raipur (C.G),
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Yogendra Kumar Gandecha, Deputy Forest Ranger, presently working as Assistant Circle Officer, Bagbahara, Forest Division, Mahasamund, Distt. Mahasamund (C.G).

(Writ Petition under Article 226 of the Constitution of India)

Appearance:

Shri P.K. Bhaduri, counsel for the petitioner.

Shri Ajay Dwivedi, Panel Lawyer for the State on advance copy.

ORAL ORDER
(03.10.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that by order dated 07.07.2007 the petitioner was transferred from Bhilaigarh Van Mandal, Raipur to Bagbahra Van Mandal, Mahasamund and respondent no.4 was brought in his place. But by another order dt.31.8.2007 (Annexure P-2), the transfer of respondent no.4 has been cancelled whereas there is no order pertaining to



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the petitioner, therefore, if the petitioner goes and joins at the place of respondent no.4 there would be two persons on a single post. On this ground alone, I do not deem it appropriate to interfere with the order passed on 31.8.8.2007 so far it relates to the petitioner. Therefore, for the time being the petition is dismissed.

However, the petitioner shall be at liberty to bring this fact to the notice of the concerned authority and the concerned authority shall be free to pass appropriate orders in case of the petitioner in light of the subsequent order dated 31.8.2007, by which, the transfer of respondent no.4 has been cancelled.

With the aforesaid observation, the petition stands finally disposed of

Sd/-
Sunil Kumar Sinha
Judge

/Rao/